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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/657,914	09/09/2003	Bret A. Ferree	BAF-14802/29	5106
25006	7590	08/23/2007		
GIFFORD, KRASS, SPRINKLE, ANDERSON & CITKOWSKI, P.C			EXAMINER	
PO BOX 7021			PREBILIC, PAUL B	
TROY, MI 48007-7021				
			ART UNIT	PAPER NUMBER
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			08/23/2007	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

ED

**Advisory Action**  
**After the Filing of an Appeal Brief**

Application No.	Applicant(s)	
10/657,914	FERREE, BRET A.	
Examiner	Art Unit	
Paul B. Prebille	3738	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The reply filed 01 August 2007 is acknowledged.

1. ☐ The reply filed on or after the date of filing of an appeal brief, but prior to a final decision by the Board of Patent Appeals and Interferences, will not be entered because:

a. ☐ The amendment is not limited to canceling claims (where the cancellation does not affect the scope of any other pending claims) or rewriting dependent claims into independent form (no limitation of a dependent claim can be excluded in rewriting that claim). See 37 CFR 41.33(b) and (c).


b. ☐ The affidavit or other evidence is not timely filed before the filing of an appeal brief.  
See 37 CFR 41.33(d)(2).

2. ☐ The reply is not entered because it was not filed within the two month time period set forth in 37 CFR 41.39(b), 41.50(a)(2), or 41.50(b) (whichever is appropriate). Extensions of time under 37 CFR 1.136(a) are not available.

Note: This paragraph is for a reply filed in response to one of the following: (a) an examiner's answer that includes a new ground of rejection (37 CFR 41.39(a)(2)); (b) a supplemental examiner's answer written in response to a remand by the Board of Patent Appeals and Interferences for further consideration of rejection (37 CFR 41.50(a)(2)); or (c) a Board of Patent Appeals and Interferences decision that includes a new ground of rejection (37 CFR 41.50(b)).

3. ☒ The reply is entered. An explanation of the status of the claims after entry is below or attached.

4. ☒ Other: After the amendment is entered, claims 1 and 4-7 are the only remaining pending claims, and the only rejections remaining are the 35 USC 102(b) rejection of all remaining claims by Michelson et al (US 6,120,503) and the 35 USC 102(e) rejection of all remaining claims by Dixon et al (US 6,695,845).

  
Paul B. Prebille  
Primary Examiner